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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/766,910
Filing Date	January 22, 2001
First Named Inventor	HOCHMAN, Mark N
Group Art Unit	3763
Examiner Name	To Be Assigned
Total Number of Pages in This Submission	5
Attorney Docket Number	3486-023 DIV2

### ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Return Receipt Postcard;
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		



22440

PATENT TRADEMARK OFFICE

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	GOTTLIEB RACKMAN & REISMAN PC Tiberiu WEISZ Reg. No. 29,876
Signature	
Date	May 18, 2001

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: 05.18.2001

Typed or printed name	Belinda HUNTER		
Signature		Date	May 18, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



#3

Attorney Docket No.:3486-023 DIV2

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : HOCHMAN, Mark N  
Serial No. : 09/766,910  
(this is a divisional of parent application 09/201,464)  
Filing Date : January 22, 2001  
Title : PRESSURE/FORCE COMPUTER CONTROLLED DRUG  
DELIVERY SYSTEM WITH AUTOMATED CHARGING  
Examiner : To Be Assigned  
Group Art Unit : 3762

May 18, 2001

**Box Missing Parts**

Assistant Commissioner for Patents  
Washington, D.C. 20231

**CERTIFICATE OF MAILING UNDER 37 CFR § 1.8**

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deposited with the United States Postal Service via First  
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Box Missing Parts, Assistant Commissioner for Patents,  
Washington, DC 20231 on 05.18.2001.

  
Belinda Hunter

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

SIR:

This is in response to the *Notice To File Missing Parts Of Non-Provisional Application*  
dated May 10, 2001.

**Small Entity Status**

Applicant by its attorneys of record hereby claim entitlement to small entity status under  
37 CFR §1.27. Therefore, it is believed that the outstanding amount of an additional \$335 for  
the basic filing fee required by 37 CFR §1.16(a) based on a large entity is not now due.

**Oath/Declaration**

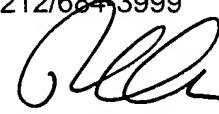
The *Declaration and Power of Attorney* signed by all inventors was filed in the USPTO on January 22, 2001. Applicants attach hereto a true copy from the files of their attorneys the return receipt postcard stamped by the USPTO "c846 U.S. PTO 09/766910 01/22/01" indicating the same. Therefore, it is believed that the outstanding amount of \$65 for the surcharge required by 37 CFR §1.16(e) for filing the declaration late is non-applicable and is not now due.

Applicants hereby request that the USPTO please match said declaration to the above-identified patent application file and that a proper filing receipt be mailed to the undersigned attorneys of record as soon as possible.

Dated: May 18, 2001  
New York, New York

Respectfully submitted,

GOTTLIEB RACKMAN & REISMAN PC  
Attorneys for Applicant  
270 Madison Avenue  
New York, New York 10016-0601  
Telephone: 212/684-3900  
Telefax: 212/684-3999

By: 

Tiberiu WEISZ  
Reg. No. 29,876



Date 01.22.2001 Atty JR/TW/bel

Re: HOCHMAN, Mark N: PRESSURE/FORCE COMPUTER CONTROLLED DRUG DELIVERY SYSTEM WITH AUTOMATED...

Client/Matter (Docket) No. 3486-023 DIV2 Based on 09/201,464 EL291843446US

S/N To Be Assigned R/N \_\_\_\_\_ R/N

Title or Description of Enclosures Util Pat Transmittal-1pp; Fee Transmittal 1 -1pp in duplicate; Preliminary Amdt-2pp; Specification 35-pp; Declaration/POA-4pp; Formal Drawings (Figs 1-19, 17pp)

1: C845 U.S. PTO  
09/756010

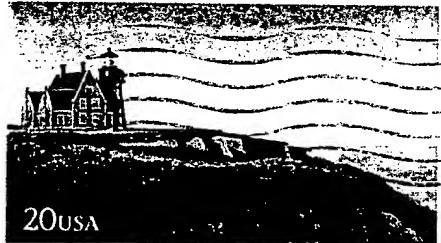
09/766910

The stamp of the Patent Office mailroom hereon shall be deemed receipt of the identified document(s) on the date of such stamp.

01/22/01

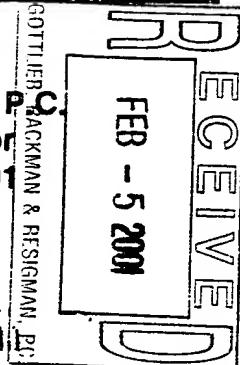
**Gottlieb, Rackman & Reisman, P.C.**

**COPY**



**Gottlieb, Rackman & Reisman, P.C.**  
270 Madison Avenue - 8th Floor  
New York, New York 10016-0601

**Attention: Docketing**





## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/766,910	01/22/2001	Mark Hochman	3486-023 DIV2

## CONFIRMATION NO. 2509

22440  
GOTTLIEB RACKMAN & REISMAN PC  
270 MADISON AVENUE  
8TH FLOOR  
NEW YORK, NY 100160601

## FORMALITIES LETTER



\*OC000000006063187\*

**COPY**

Date Mailed: 05/10/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 420.**

*A copy of this notice **MUST** be returned with the reply.*

*let*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE